

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION AT MEMPHIS

FILED BY *JG* D.C.  
05 MAY 12 2005 8:37

ROBERT M. CHOLIC  
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THE CLARK CONSTRUCTION GROUP, )  
INC., )  
            ) Plaintiff, )  
            ) )  
v.                 ) Civil Action No. 01-2478-D BRE  
            ) )  
EAGLE AMALGAMATED SERVICES, )  
INC., CAPITOL INDEMNITY CORP., )  
INVESTORS INSURANCE CO. OF )  
AMERICA, FIRST SPECIALTY )  
INSURANCE, LEXINGTON INSURANCE)  
CO., and RLI INSURANCE CO., )  
            ) Defendants. )

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ORDER ON STATUS CONFERENCE

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This matter came on before the Court by a telephone status conference requested by counsel for the parties occurring on April 14, 2005, resulting from this Court's Order of March 18, 2005 ordering the parties to submit a scheduling order with trial dates. As a result of this status conference, it appears that the following schedule and dispositions are appropriate:

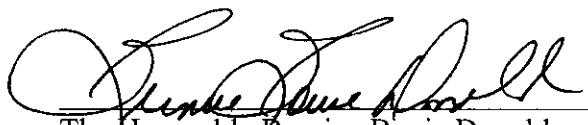
1. The parties are relieved from submitting a scheduling order pursuant to this Court's Order of March 18, 2005;
2. Any and all parties wishing to file any additional motions or submissions regarding insurance issues shall do so on or before May 9, 2005;
3. Any responses to additional motions or materials submitted by the above-referenced May 9, 2005 deadline, shall be filed on or before June 9, 2005;

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4. Thereupon, this Court will undertake a review of all pending motions, and rule or defer ruling as the Court deems appropriate.

5. Thereafter, this Court will conduct an additional status conference in the matter to further delineate the appropriateness and extent of a stay of this case pending resolution of companion litigation between Clark Construction Group and the City of Memphis and/or further proceedings in this matter.

IT IS SO ORDERED this 11<sup>th</sup> day of May, 2005.



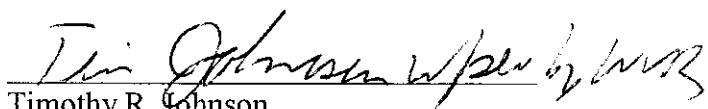
The Honorable Bernice Bouie Donald  
United States District Judge

Date: 5-11-05

Approved for Entry:



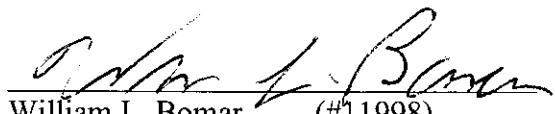
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# Notice of Distribution

This notice confirms a copy of the document docketed as number 233 in case 2:01-CV-02478 was distributed by fax, mail, or direct printing on May 16, 2005 to the parties listed.

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Honorable Bernice Donald  
US DISTRICT COURT